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 SURGICAL INSTRUMENT SERVICE COMPANY, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SURGICAL INSTRUMENT SERVICE
 COMPANY, INC.

Plaintiff/Counter-Defendant,

v.

INTUITIVE SURGICAL, INC.,

Defendant/Counterclaimant.

Case No. 3:21-cv-03496-VC

Honorable Vince Chhabria

TABLE OF EXHIBITS RE PLAINTIFF'S
 OPPOSITION TO INTUITIVE'S
 MOTION FOR SUMMARY JUDGMENT
 AND REPLY IN SUPPORT OF ITS
 MOTION FOR PARTIAL SUMMARY
 JUDGMENT

Judge: The Honorable Vince Chhabria

Pursuant to Paragraph 48 of the Court's Standing Order, Plaintiff Surgical Instrument Service Company, Inc. ("SIS") provides the following table of exhibits specifying the declaration to which each exhibit is attached and briefly describing each document:

Exhibit	Declaration	Description	Under Seal or RJN
1	Van Hoven ¶ 1	Exhibit 8 of the Deposition of Bob DeSantis, bates-labeled as Intuitive-00278203 – Intuitive-00278234	Filed Under Seal (Intuitive)
2	Van Hoven ¶ 2	February 15, 2018 e-mail from Joseph Fridlin, bates-labeled as Intuitive-00113020	Filed Under Seal (Intuitive)
3	Van Hoven ¶ 3	E-mail chain culminating in a November 30, 2018 e-mail from alph	Filed Under Seal (Intuitive)

Exhibit	Declaration	Description	Under Seal or RJN
		Wadensweiler to Grant Duque, bates-labeled as Intuitive-00029346 – Intuitive-00029347	
4	Van Hoven ¶ 4	Excerpts of Deposition of Bob DeSantis (March 7, 2023)	Filed Under Seal (Intuitive)
5	Van Hoven ¶ 5	Exhibit 13 of the Deposition of Glenn Vavoso, bates-labeled as Intuitive-00100409 – Intuitive-00100412	Filed Under Seal (Intuitive)
6	Van Hoven ¶ 6	Article entitled “Medtronic’s Hugo too similar to Intuitive’s surgical robot to displace the market incumbent: analysts” by Nick Paul Taylor (April 5, 2023)	No
7	Van Hoven ¶ 7	Article entitled “Intuitive faces down the competition” by Elizabeth Cairns (February 22, 2022)	No
8	Van Hoven ¶ 8	Article entitled “What does J&J’s Ottawa delay mean for Intuitive and Medtronic? It’s complicated” by Ricky Zipp (October 28, 2021)	No
9	Van Hoven ¶ 9	Exhibit 240 of the 30(b)(1) Deposition of Grant Duque, bates-labeled as Intuitive-00027298	Filed Under Seal (Intuitive)
10	Van Hoven ¶ 10	Exhibit 241 of the 30(b)(1) Deposition of Grant Duque, bates-labeled as Intuitive-00027299 – Intuitive-00027303	Filed Under Seal (Intuitive)
11	Van Hoven ¶ 11	Expert Report of Amandeep Mahal, M.D. (May 10, 2021)	No
12	Van Hoven ¶ 12	Excerpts of 30(b)(1) Deposition of Grant Duque (November 8, 2022)	Filed Under Seal (Intuitive)
13	Van Hoven ¶ 13	Exhibit 63A of the Deposition of Ryan Shaw, bates-labeled as Intuitive-00114491 – Intuitive-00114494	Filed Under Seal (Intuitive)
14	Van Hoven ¶ 14	Exhibit 64 of the Deposition of Ryan Shaw, bates-labeled as Intuitive-01019873	Filed Under Seal (Intuitive)
15	Van Hoven ¶ 15	Document entitled “Managing the Long Tail of <i>daVinci Si</i> ”, bates-labeled as Intuitive-00795559 – Intuitive-00795610	Filed Under Seal (Intuitive)
16	Van Hoven ¶ 16	Exhibit 59 of the Deposition of Ryan Shaw, bates-labeled as Intuitive-00331265– Intuitive-00331266	Filed Under Seal (Intuitive)

Exhibit	Declaration	Description	Under Seal or RJN
17	Van Hoven ¶ 17	Excerpts of 30(b)(1) Deposition of Greg Posdal (November 1, 2022)	No
18	Van Hoven ¶ 18	Expert Report of T. Kim Parnell, Ph.D. (January 18, 2023)	Filed Under Seal (Intuitive, Rebotix)
19	Van Hoven ¶ 19	Excerpts of Deposition of Kevin May (November 3, 2022)	Filed Under Seal (Restore)
20	Van Hoven ¶ 20	Excerpts of Deposition of Maxwell Meng, M.D. (March 7, 2023)	Filed Under Seal (Intuitive)
21	Van Hoven ¶ 21	Rebuttal Expert Report of T. Kim Parnell, Ph.D. (March 1, 2023)	Filed Under Seal (Rebotix, Restore, Intuitive)
22	Van Hoven ¶ 22	Excerpts of Deposition of Robert Howe (February 24, 2023)	Filed Under Seal (Intuitive)
23	Van Hoven ¶ 23	Excerpts of 30(b)(6) Deposition of Greg Posdal (November 1, 2022)	No
24	Van Hoven ¶ 24	Expert Report of Jean Sargent (December 2, 2022)	No
25	Van Hoven ¶ 25	Excerpts of 30(b)(6) Deposition of Keith R. Johnson (October 27, 2022)	No
26	Van Hoven ¶ 26	Excerpts of 30(b)(6) Deposition of Grant Duque (November 8, 2022)	Filed Under Seal (Intuitive)
27	Van Hoven ¶ 27	Excerpts of Deposition of Sharathchandra Somayaji (November 4, 2022)	Filed Under Seal (Intuitive)
28	Van Hoven ¶ 28	Excerpts of Deposition of Anthony McGrogan (June 7, 2021)	Filed Under Seal (Intuitive)
29	Van Hoven ¶ 29	Excerpts of Deposition of Dr. T. Kim Parnell (March 10, 2023)	Filed Under Seal (Intuitive)
30	Van Hoven ¶ 30	Instruments and Accessories User Manual dated April 2014, bates-labeled as Intuitive-00000501 – Intuitive-00000639	Filed Under Seal (Intuitive)
31	Van Hoven ¶ 31	Excerpts of Deposition of Paul D. Martin, Ph.D. (March 16, 2023)	Filed Under Seal (Intuitive)
32	Van Hoven ¶ 32	Rebuttal Expert Report of Kurt Humphrey (February 13, 2023)	Filed Under Seal (Intuitive)
33	Van Hoven ¶ 33	Exhibit 266 of the 30(b)(6) Deposition of Grant Duque, bates-labeled as Intuitive-02068686	Filed Under Seal (Intuitive)
34	Van Hoven ¶ 34	Exhibit 267 of the 30(b)(6) Deposition of Grant Duque, bates-labeled as Intuitive-02068695 – Intuitive-0206897	Filed Under Seal (Intuitive)
35	Van Hoven ¶ 35	Exhibit 257 of the 30(b)(1) Deposition of Grant Duque, bates-	Filed Under Seal (Intuitive)

Exhibit	Declaration	Description	Under Seal or RJN
		labeled as Intuitive-01085683 – Intuitive-01085685	
36	Van Hoven ¶ 36	Exhibit 268 of the 30(b)(6) Deposition of Grant Duque, bates-labeled as Intuitive-02066979 – Intuitive-02067059	Filed Under Seal (Intuitive)
37	Van Hoven ¶ 37	Excerpts of Deposition of Ted Claiborne (November 21, 2022)	Filed Under Seal (Intuitive)
38	Van Hoven ¶ 38	Exhibit 299 of the Deposition of Ted Claiborne, bates-labeled as Intuitive-02070398.	Filed Under Seal (Intuitive)
39	Van Hoven ¶ 39	PowerPoint presentation entitled “Instrument eX: I&A Refurbishment Feasibility Update” dated January 30, 2017, bates-labeled as Intuitive-00423534 – Intuitive-00423578.	Filed Under Seal (Intuitive)
40	Van Hoven ¶ 40	Exhibit 249 of the 30(b)(1) Deposition of Grant Duque, bates-labeled as Intuitive-00967614 – Intuitive-00967634	Filed Under Seal (Intuitive)
41	Van Hoven ¶ 41	Exhibit 247 of the 30(b)(1) Deposition of Grant Duque, bates-labeled as Intuitive-00967510 – Intuitive-00967542	Filed Under Seal (Intuitive)
42	Van Hoven ¶ 42	PowerPoint presentation entitled “Core Instrument Strategy” dated September 05, 2019, bates-labeled as Intuitive-00671209 – Intuitive-00671220	Filed Under Seal (Intuitive)
43	Van Hoven ¶ 43	Exhibit 248 of the 30(b)(1) Deposition of Grant Duque, bates-labeled as Intuitive-00967609 – Intuitive-00967613	Filed Under Seal (Intuitive)
44	Van Hoven ¶ 44	February 13, 2019 e-mail from Mario Lowe to multiple recipients, bates-labeled as Intuitive-00214241 – Intuitive-00214244	Filed Under Seal (Intuitive)
45	Van Hoven ¶ 45	Excerpts of Deposition of Ronald L. Bair, Jr. (May 24, 2021)	Filed Under Seal (Intuitive)
46	Van Hoven ¶ 46	Excerpts of Deposition of Dan Jones (November 10, 2022)	Filed Under Seal (Intuitive)
47	Van Hoven ¶ 47	September 14, 2017 email from Katie Scoville to Dirk Barten, bates-labeled as Intuitive-00604054 – Intuitive-00604055	Filed Under Seal (Intuitive)

Exhibit	Declaration	Description	Under Seal or RJN
48	Van Hoven ¶ 48	Exhibit 11 of the Deposition of Bob DeSantis, bates-labeled as Intuitive-00566055 – Intuitive-00566082	Filed Under Seal (Intuitive)
49	Van Hoven ¶ 49	Rebuttal Expert Report of Philip J. Phillips (March 1, 2023)	No
50	Van Hoven ¶ 50	FDA Staff Manual Guides entitled “Determination of Classification of Devices” dated November 13, 2018	Judicial Notice Requested
51	Van Hoven ¶ 51	Expert Report of Philip J. Phillips (December 2, 2022)	Filed Under Seal (Intuitive)
52	Van Hoven ¶ 52	Web archive of the Da Vinci Instruments page of Intuitive’s website, retrieved on May 2, 2023	No
53	Van Hoven ¶ 53	Exhibit 294 of the Deposition of Dan Jones, bates-labeled Intuitive-00986535 – Intuitive-00986537	Filed Under Seal (Intuitive)
54	Van Hoven ¶ 54	Sales, License, and Service Agreement dated December 7, 2018, bates-labeled Intuitive-01807644 – Intuitive-01807658	Filed Under Seal (Intuitive)
55	Van Hoven ¶ 55	Excerpts of Deposition of Glenn Vavoso (May 14, 2021)	Filed Under Seal (Intuitive)
56	Van Hoven ¶ 56	Excerpts of 30(b)(1) Deposition of Keith R. Johnson (October 27, 2022)	No
57	Van Hoven ¶ 57	Second Rebuttal Expert Report of Richard F. Bero (March 1, 2023)	Filed Under Seal (Rebotix, Intuitive)
58	Van Hoven ¶ 58	Expert Report of Kurt Humphrey (July 26, 2021)	Filed Under Seal (Rebotix, Restore, Intuitive)
59	Van Hoven ¶ 59	Excerpts of Deposition of Stan Hamilton (November 4, 2022)	Filed Under Seal (Rebotix)
60	Van Hoven ¶ 60	Excerpts of Deposition of Clifton Parker (October 25, 2022)	Filed Under Seal (Restore)
61	Van Hoven ¶ 61	Intuitive Surgical Devices Business Overview, dated October 29, 1995, and bates-labeled Intuitive-00595673 – Intuitive-00595694	Filed Under Seal (Intuitive)
62	Van Hoven ¶ 62	Intuitive Surgical, Inc., Form 10-K for the fiscal year ended December 31, 2000	Judicial Notice Requested

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Dated: May 4, 2023

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